

to act as such until their successors are elected in accordance with the provisions of this act and the general laws of Texas, and declaring an emergency,"

And find the same correctly engrossed.  
DINKLE, Chairman.

Committee Room,  
Austin, Texas, May 10, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 157, A bill to be entitled "An Act creating the Adams Independent School District, in San Patricio county, Texas; defining its boundaries, providing for the election of a board of trustees to manage and control the public free schools within said district, vesting said district with all the powers, rights and duties of independent school districts created for free school purposes only; providing for the assumption by said district of all existing indebtedness of the territory embraced within the said district hereby created, and declaring an emergency,"

And find the same correctly engrossed.  
DINKLE, Chairman.

#### REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, May 7, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 8, Providing for joint session to hear address by Hon. Luther Stark,

Have carefully compared same and find it correctly enrolled, and have this day, at 10 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,  
Austin, Texas, May 7, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 7, Relating to consolidation of State departments,

Have carefully compared same and find it correctly enrolled, and have this day, at 10 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,  
Austin, Texas, May 7, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 5, Relating to relations between the United States and Mexico,

Have carefully compared same and find it correctly enrolled, and have this day, at 10 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

#### NINETEENTH DAY.

(Friday, May 11, 1923.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Faubion.
Amsler.	Fields.
Arnold.	Finlay.
Avis.	Frnka.
Baker of Milam.	Fugler.
Barker.	Gipson.
Barrett.	Greer.
Beasley.	Hardin of Erath.
Bell.	Harrington.
Bird.	Harris.
Bobbitt.	Henderson
Bonham.	of Marion.
Bryant.	Henderson
Burmeister.	of McLennan.
Cable.	Hendricks.
Carpenter	Houston.
of Dallas.	Howeth.
Carpenter	Hughes.
of Matagorda.	Irwin.
Carson.	Jacks.
Carter of Hays.	Jennings.
Chitwood.	Johnson.
Coffee.	Jones.
Collins.	Lackey.
Covey.	Laird.
Cowen.	Lane.
Crawford.	LeMaster.
Davenport.	LeSturgeon.
Davis.	Lewis.
DeBerry.	Loftin.
Dielmann.	Looney.
Dinkle.	McBride.
Dodd.	McDaniel.
Downs.	McDonald.
Driggers.	McFarlane.
Duffey.	McKean.
Dunlap.	McNatt.
Dunn.	Martin.
Durham.	Mathes.
Edwards.	Maxwell.

Melson.	Shearer.
Merritt.	Shires.
Miller.	Simpson.
Montgomery.	Smith.
Moore.	Sparkman.
Morgan	Stell.
of Liberty.	Stevens.
Morgan	Stewart
of Robertson.	of Edwards.
Pate.	Stewart of Jasper.
Patman.	Stewart of Reeves.
Patterson.	Stiernberg.
Perdue.	Stroder.
Pinkston.	Strickland.
Potter.	Sweet.
Price.	Teer.
Purl.	Thompson.
Quaid.	Thrasher.
Quinn.	Turner.
Rice.	Vaughan.
Robinson.	Wallace.
Rogers.	Wells.
Rowland.	Westbrook.
Russell	Wessels.
of Callahan.	Williamson.
Russell of Trinity.	Wilmans.
Sackett.	Wilson.
Sanford.	Winfree.
Satterwhite.	Young.

## Absent.

Baker of Orange.	Hull.
Baldwin.	Kemble.
Culp.	Pool.
Green.	Pope.
Hardin	
of Kaufman.	

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of sickness:

Mr. Atkinson for today and indefinitely, on motion of Mr. Barker.

Mr. Perdue for yesterday, on motion of Mr. DeBerry.

## HOUSE BILL ON FIRST READING.

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Satterwhite and Mr. Jennings:

H. B. No. 245, A bill to be entitled "An Act placing a closed season of five years on antelope, mountain sheep, wild pheasant, wild woodcock, wild wood-duck, and wild prairie chicken; providing a penalty for the violation of same; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

## BILLS ORDERED NOT PRINTED.

On motion of Mr. Irwin, Senate bill No. 98 was ordered not printed.

On motion of Mr. Beasley, Senate bill No. 80 was ordered not printed.

On motion of Mr. Smith, Senate bill No. 92 was ordered not printed.

RELATING TO INVESTIGATING  
HOME BUILDERS' ASSO-  
CIATION.

The Speaker laid before the House, for consideration at this time, a resolution offered by Mr. Purl relating to investigating Home Builders' Association of America.

The resolution having heretofore been read second time.

On motion of Mr. Patman, further consideration of the resolution was postponed until 2 o'clock p. m. today.

SENATE BILL NO. 14 ON SECOND  
READING.

On motion of Mr. Baker of Milam, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 14, A bill to be entitled "An Act authorizing the board of directors to purchase additional lands adjacent to the Agricultural and Mechanical College of Texas, the title to said lands to be taken in the name of the board of directors and their successors, and said lands to be subject to the control of said board of directors; said lands comprising approximately three hundred and eighty-three (383) acres in several tracts whose ownership or description is herein indicated; providing for the purchase from the different owners and authorizing condemnation proceedings in case the price of the several tracts cannot be agreed upon between the respective owners and said board of directors; providing the man-

ner of drawing vouchers, and approving the title of said lands by State officials, making an appropriation for the purchase of said lands out of the general revenues, and declaring an emergency."

The Speaker laid the bill before the House; it was read second time.

Question recurring on the passage of the bill to third reading, yeas and nays were demanded.

Senate bill No. 14 was then passed to third reading by the following vote:

Yeas—62.

Amsler.	McBride.
Arnold.	McDonald.
Baker of Milam.	McNatt.
Beasley.	Martin.
Bell.	Mathes.
Burmeister.	Maxwell.
Carpenter	Montgomery.
of Dallas.	Morgan
Carpenter	of Liberty.
of Matagorda.	Pinkston.
Carson.	Potter.
Carter of Hays.	Quaid.
Chitwood.	Quinn.
Cowen.	Rogers.
DeBerry.	Sackett.
Dielmann.	Sanford.
Driggers.	Shearer.
Dunlap.	Shires.
Dunn.	Smith.
Durham.	Stewart
Edwards.	of Galveston.
Frnka.	Stewart of Reeves.
Gipson.	Strickland.
Hardin of Erath.	Sparkman.
Hendricks.	Sweet.
Houston.	Thrasher.
Hughes.	Turner.
Irwin.	Wells.
Jacks.	Westbrook.
Lackey.	Williamson.
Lane.	Wilmans.
LeStourgeon.	Winfree.
Lewis.	Young.

Nays—43.

Abney.	Greer.
Avis.	Henderson
Barker.	of McLennan.
Barrett.	Howeth.
Bird.	Laird.
Bryant.	LeMaster.
Cable.	Looney.
Coffee.	McDaniel.
Crawford.	McFarlane.
Davis.	Merritt.
Dinkle.	Miller.
Dodd.	Moore.
Downs.	Patman.
Duffey.	Patterson.
Fields.	Perdue.
Finlay.	Price.

Rice.	Stroder.
Rowland.	Thompson.
Simpson.	Vaughan.
Stell.	Wallace.
Stewart of Jasper.	Wessels.
Stiernberg.	Wilson.

Present—Not Voting.

Mr. Speaker.	Jennings.
Harris.	

Absent.

Baker of Orange.	Loftin.
Baldwin.	McKean.
Bobbitt.	Melson.
Bonham.	Morgan
Collins.	of Robertson.
Covey.	Pate.
Culp.	Pool.
Davenport.	Pope.
Faubion.	Purl.
Fugler.	Robinson.
Green.	Russell
Hardin	of Callahan.
of Kaufman.	Russell of Trinity.
Harrington.	Satterwhite.
Henderson	Stevens.
of Marion.	Stewart
Hull.	of Edwards.
Johnson.	Storey.
Jones.	Teer.
Kemble.	

Absent—Excused.

Atkinson.	Lamb.
Blount.	Lusk.
Carter of Coke.	Merriman.

#### MOTION TO TAKE UP SENATE BILL NO. 14.

Mr. Baker of Milam moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 14 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

Yeas—64.

Amsler.	Durham.
Arnold.	Faubion.
Baker of Milam.	Frnka.
Burmeister.	Gipson.
Carpenter	Harris.
of Dallas.	Henderson
Carpenter	of Marion.
of Matagorda.	Henderson
Carson.	of McLennan.
Carter of Hays.	Houston.
Chitwood.	Hughes.
Cowen.	Irwin.
Crawford.	Jacks.
Dinkle.	Lackey.
Driggers.	Laird.

Lane.	Rogers.
LeSturgeon.	Sackett.
Lewis.	Shearer.
McDaniel.	Shires.
McFarlane.	Sparkman.
McNatt.	Stewart
Martin.	of Galveston.
Maxwell.	Stewart of Reeves.
Melson.	Stiernberg.
Montgomery.	Strickland.
Morgan	Sweet.
of Liberty.	Thrasher.
Perdue.	Turner.
Pinkston.	Vaughan.
Potter.	Wells.
Price.	Williamson.
Purl.	Wilmans.
Quaid.	Wilson.
Quinn.	Winfree.
Rice.	Young.

## Nays—39.

Abney.	Howeth.
Avis.	Jennings.
Barker.	LeMaster.
Barrett.	Looney.
Bell.	McBride.
Bird.	Mathes.
Bryant.	Merritt.
Cable.	Moore.
Coffee.	Pate.
Covey.	Rowland.
Davenport.	Sanford.
Davis.	Simpson.
DeBerry.	Stell.
Dodd.	Stewart of Jasper.
Duffey.	Stroder.
Dunn.	Teer.
Fields.	Thompson.
Finlay.	Wallace.
Greer.	Wessels.
Hendricks.	

## Present—Not Voting.

Mr. Speaker.

## Absent.

Baker of Orange.	Jones.
Baldwin.	Kemble.
Beasley.	Loftin.
Bobbitt.	McDonald.
Bonham.	McKean.
Collins.	Miller.
Culp.	Morgan
Dielmann.	of Robertson.
Downs.	Patman.
Dunlap.	Patterson.
Edwards.	Pool.
Fugler.	Pope.
Green.	Robinson.
Hardin of Erath.	Russell
Hardin	of Callahan.
of Kaufman.	Russell of Trinity.
Harrington.	Satterwhite.
Hull.	Smith.
Johnson.	Stevens.

Stewart	Storey.
of Edwards.	Westbrook.

Absent—Excused.

Atkinson.	Lamb.
Blount.	Lusk.
Carter of Coke.	Merriman.

## SENATE BILL NO. 79 ON SECOND READING.

On motion of Mr. Turner, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 79, A bill to be entitled "An Act making an appropriation to be used in the erection of a monument in the city of Houston in memory of Sam Houston, who headed the military forces in Texas' struggle for freedom and who was President of the Republic of Texas; said appropriation to be used, together with other funds, for said purpose from private donations; providing the means, agencies and expenditure of said fund and erection of the monument, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Question recurring on the passage of the bill to third reading, yeas and nays were demanded.

Senate bill No. 79 was then passed to third reading by the following vote:

## Yeas—69.

Abney.	Harris.
Amsler.	Henderson
Arnold.	of Marion.
Baker of Milam.	Henderson
Bobbitt.	of McLennan.
Bonham.	Houston.
Burmeister.	Hughes.
Carpenter	Irwin.
of Dallas.	Lackey.
Carpenter	Laird.
of Matagorda.	Lane.
Carson.	LeSturgeon.
Carter of Hays.	Lewis.
Cowen.	McDaniel.
Crawford.	McNatt.
Davenport.	Martin.
DeBerry.	Montgomery.
Dinkle.	Morgan
Dielmann.	of Liberty.
Driggers.	Perdue.
Dunn.	Pinkston.
Durham.	Potter.
Edwards.	Price.
Frnka.	Quaid.
Fugler.	Quinn.
Gipson.	Rice.
Hardin of Erath.	Rogers.

Rowland.	Stewart of Reeves.
Russell of Callahan.	Strickland.
Sackett.	Sweet.
Satterwhite.	Turner.
Shires.	Vaughan.
Shearer.	Wells.
Smith.	Westbrook.
Sparkman.	Williamson.
Stewart	Wilmans.
of Galveston.	Winfree.
Stewart of Jasper.	Young.

## Nays—39.

Avis.	Looney.
Barker.	McBride.
Barrett.	McFarlane.
Bell.	McKean.
Bird.	Merritt.
Bryant.	Miller.
Cable.	Moore.
Chitwood.	Pate.
Coffee.	Patterson.
Davis.	Sanford.
Dodd.	Simpson.
Downs.	Stell.
Duffey.	Stewart
Fields.	of Edwards.
Finlay.	Stiernberg.
Greer.	Stroder.
Hendricks.	Teer.
Howeth.	Wallace.
Jennings.	Wessels.
LeMaster.	Wilson.

## Absent.

Baker of Orange.	Loftin.
Baldwin.	McDonald.
Beasley.	Mathes.
Collins.	Maxwell.
Covey.	Melson.
Culp.	Morgan
Dunlap.	of Robertson.
Faubion.	Patman.
Green.	Pool.
Hardin	Pope.
of Kaufman.	Purl.
Harrington.	Robinson.
Hull.	Russell of Trinity.
Jacks.	Stevens.
Johnson.	Storey.
Jones.	Thompson.
Kemble.	Thrasher.

## Absent—Excused.

Atkinson.	Lamb.
Blount.	Lusk.
Carter of Coke.	Merriman.

MOTION TO TAKE UP SENATE BILL  
NO. 79.

Mr. Shires moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 79 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

## Yeas—73.

Abney.	LeMaster.
Amsler.	LeSturgeon.
Arnold.	McBride.
Avis.	McDonald.
Baker of Milam.	McFarlane.
Barrett.	Martin.
Bell.	Merritt.
Bird.	Miller.
Bonham.	Pate.
Burmeister.	Patterson.
Carpenter	Perdue.
of Matagorda.	Potter.
Carson.	Price.
Covey.	Quaid.
Cowen.	Quinn.
Crawford.	Rice.
Davenport.	Rogers.
Davis.	Russell of Trinity.
Dodd.	Shearer.
Downs.	Sparkman.
Driggers.	Stell.
Duffey.	Stewart
Dunn.	of Galveston.
Durham.	Stewart of Jasper.
Faubion.	Stewart of Reeves.
Fields.	Stiernberg.
Fugler.	Strickland.
Harrington.	Stroder.
Henderson	Teer.
of Marion.	Thompson.
Houston.	Thrasher.
Howeth.	Wallace.
Hughes.	Wells.
Jacks.	Westbrook.
Jennings.	Wessels.
Lackey.	Williamson.
Laird.	Wilson.
Lane.	Winfree.

## Nays—29.

Bryant.	Maxwell.
Cable.	Melson.
Carter of Hays.	Pinkston.
Chitwood.	Purl.
Coffee.	Rowland.
Dielmann.	Russell
Dinkle.	of Callahan.
Edwards.	Sackett.
Finlay.	Satterwhite.
Greer.	Shires.
Harris.	Smith.
Henderson	Stewart
of McLennan.	of Edwards.
Looney.	Sweet.
McDaniel.	Vaughan.
Mathes.	Young.

## Present—Not Voting.

Mr. Speaker.	Morgan
Gipson.	of Liberty.
	Wilmans.

## Absent.

Baker of Orange.	Jones.
Baldwin.	Kemble.
Barker.	Lewis.
Beasley.	Loftin.
Bobbitt.	McKean.
Carpenter	McNatt.
of Dallas.	Montgomery.
Collins.	Moore.
Culp.	Morgan
DeBerry.	of Robertson.
Dunlap.	Patman.
Frnka.	Pool.
Green.	Pope.
Hardin of Erath.	Robinson.
Hardin	Sanford.
of Kaufman.	Simpson.
Hendricks.	Stevens.
Hull.	Storey.
Irwin.	Turner.
Johnson.	

## Absent—Excused.

Atkinson.	Lamb.
Blount.	Lusk.
Carter of Coke.	Merriman.

SENATE BILL NO. 32 ON PASSAGE  
TO THIRD READING.

The House resumed consideration of pending business, same being

S. B. No. 32, A bill to be entitled "An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Quaid pending.

Mr. Cable offered the following amendment to the section of the amendment relating to the Department of Education:

Amend amendment to Senate bill No. 32, line 40, page 20, by striking out the figures "1800" in each column and insert in lieu thereof the figures "2250" in each column.

Mr. Henderson of Marion moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—70.

Amaler.	Burmeister.
Arnold.	Cable.
Baker of Milam.	Carson.
Bobbitt.	Carter of Hays.

Chitwood.	Melson.
Coffee.	Moore.
Covey.	Morgan
Cowen.	of Liberty.
Crawford.	Pate.
Dielmann.	Potter.
Dunlap.	Purl.
Dunn.	Quaid.
Durham.	Quinn.
Edwards.	Rice.
Faubion.	Rogers.
Finlay.	Russell of Trinity.
Fugler.	Sackett.
Gipson.	Sanford.
Greer.	Satterwhite.
Hardin	Shearer.
of Kaufman.	Smith.
Henderson	Sparkman.
of Marion.	Stewart
Hendricks.	of Edwards.
Houston.	Stewart
Hughes.	of Galveston.
Irwin.	Stiernberg.
Lackey.	Strickland.
Lane.	Sweet.
LeStourgeon.	Teer.
Lewis.	Thrasher.
McDonald.	Vaughan.
McFarlane.	Wallace.
McKean.	Wells.
McNatt.	Westbrook.
Martin.	Wilson.
Mathes.	Young.
Maxwell.	

## Nays—34.

Abney.	Jacks.
Avis.	Laird.
Barrett.	LeMaster.
Bell.	McBride.
Bird.	McDaniel.
Bryant.	Merritt.
Carpenter	Miller.
of Matagorda.	Perdue.
Davenport.	Pinkston.
Davis.	Rowland.
DeBerry.	Simpson.
Dinkle.	Stell.
Dodd.	Stevens.
Downs.	Stewart of Jasper.
Driggers.	Stewart of Reeves.
Duffey.	Thompson.
Harrington.	Wessels.
Henderson	
of McLennan.	

## Present—Not Voting.

Mr. Speaker.	Harris.
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## Absent.

Baker of Orange.	Carpenter
Baldwin.	of Dallas.
Barker.	Collins.
Beasley.	Culp.
Bonham.	Fields.

Frnka.	Patterson.
Green.	Pool.
Hardin of Erath.	Pope.
Howeth.	Price.
Hull.	Robinson.
Jennings.	Russell
Johnson.	of Callahan.
Jones.	Shires.
Kemble.	Storey.
Lottin.	Stroder.
Looney.	Turner.
Montgomery.	Williamson.
Morgan	Wilmons.
of Robertson.	Winfree.
Patman.	

Absent—Excused.

Atkinson.	Lamb.
Blount.	Lusk.
Carter of Coke.	Merriman.

Mr. Stewart of Edwards offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32 by striking out "\$2750" in each column in line 3 on page 21, and insert "\$3000" in lieu thereof.

On motion of Mr. Baker of Milam, the amendment was tabled.

Mr. Quinn offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 21, line 35, after the words "traveling expenses" strike out the figures "\$5000" and insert in lieu thereof the figures "\$2500."

On motion of Mr. Quaid, the amendment was tabled.

Mr. Finlay offered the following amendment to the section relating to State Board of Health:

Amend substitute for Senate bill No. 32, page 23, line 30, by striking out figures "\$10,000."

On motion of Mr. McFarlane, the amendment was tabled.

Mr. Quinn offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, lines 21 and 22, page 23, by striking out the figures "\$3000" after the word "President" in line 21 and insert in lieu thereof the figures "\$3500," and in line 22 after the words "Assistant Health Officer" the figures "\$3000."

On motion of Mr. Quaid, the amendment was tabled.

Mr. Abney offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No.

32 by striking from both columns, line 33, page 23, figures "2100.00" and insert in lieu thereof in both columns figures "1800.00."

Mr. Quinn moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—69.

Arnold.	LeSturgeon.
Baker of Milam.	Lewis.
Bell.	McBride.
Bobbitt.	McDonald.
Bonham.	McFarlane.
Burmeister.	McKean.
Carpenter	Martin.
of Dallas.	Montgomery.
Carpenter	Moore.
of Matagorda.	Perdue.
Carson.	Potter.
Chitwood.	Purl.
Coffee.	Quaid.
Collins.	Rogers.
Culp.	Russell
Dielmann.	of Callahan.
Dunlap.	Russell of Trinity.
Dunn.	Sackett.
Durham.	Satterwhite.
Edwards.	Shearer.
Faubion.	Smith.
Fields.	Sparkman.
Fugler.	Stewart
Greer.	of Edwards.
Hardin of Erath.	Stewart
Harrington.	of Galveston.
Harris.	Stiernberg.
Henderson	Strickland.
of Marion.	Teer.
Henderson	Thrasher.
of McLennan.	Wells.
Irwin.	Williamson.
Jennings.	Wilmons.
Lackey.	Winfree.
Lane.	Young.

Nays—40.

Abney.	Howeth.
Amsler.	Hughes.
Avis.	Jones.
Barrett.	Laird.
Bird.	LeMaster.
Bryant.	McDaniel.
Davenport.	Mathes.
Davis.	Merritt.
DeBerry.	Miller.
Dinkle.	Patterson.
Dodd.	Pinkston.
Downs.	Pope.
Driggers.	Quinn.
Duffey.	Rowland.
Finlay.	Sanford.
Frnka.	Stell.
Houston.	Stevens.

Stewart of Jasper. Vaughan.  
Stewart of Reeves. Wessels.  
Thompson. Wilson.

Present—Not Voting.

Mr. Speaker. Simpson.  
Barker. Westbrook.  
Carter of Hays.

Absent.

Baker of Orange.	McNatt.
Baldwin.	Maxwell.
Beasley.	Melson.
Cable.	Morgan
Covey.	of Liberty.
Cowen.	Morgan
Crawford.	of Robertson.
Gipson.	Pate.
Green.	Patman.
Hardin	Pool.
of Kaufman.	Price.
Hendricks.	Rice.
Hull.	Robinson.
Jacks.	Shires.
Johnson.	Stroder.
Kemble.	Sweet.
Loftin.	Turner.
Looney.	Wallace.

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Henderson of McLennan offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 26, line 30, by striking out in both columns "\$25,000" and insert "\$6000.00" in both columns.

Mr. Quaid offered the following substitute for the amendment:

Substitute the amendment by making the amount "\$12,000" each year.

The substitute was adopted.

Question then recurring on the amendment as substituted, it was adopted.

Mr. Smith offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 24, line 12, by changing "2750" in each column to "3000."

On motion of Mr. Quaid, the amendment was tabled.

Mr. Davenport offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 24, by striking out line 13.

On motion of Mr. McFarlane, the amendment was tabled.

Mr. Wessels offered the following amendment to the section of the amendment relating to the Railroad Commission:

Amend amendment to Senate bill No. 32, page 31, by striking out on line 7 the figures "3600" and place in lieu thereof "3900."

On motion of Mr. Greer, the amendment was tabled.

Mr. Harrington offered the following amendment to the section of the amendment relating to the State Library:

Amend amendment to Senate bill No. 32, line 4, page 34, by adding after the word "document" the following: "To be filled by Mrs. Anna Throckmorton Shirley."

The amendment was adopted.

Mr. Abney offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32 by striking from page 34 line 6.

Mr. Greer moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—63.

Arnold.	McFarlane.
Baker of Milam.	McNatt.
Barker.	Martin.
Beasley.	Maxwell.
Bobbitt.	Montgomery.
Burmeister.	Moore.
Carpenter	Morgan
of Matagorda.	of Liberty.
Carter of Hays.	Patterson.
Chitwood.	Pinkston.
Collins.	Potter.
DeBerry.	Rice.
Dielmann.	Russell
Dunn.	of Callahan.
Fugler.	Russell of Trinity.
Gipson.	Sanford.
Hardin of Erath.	Satterwhite.
Henderson	Shearer.
of Marion.	Smith.
Henderson	Stiernberg.
of McLennan.	Thrasher.
Hughes.	Turner.
Irwin.	Vaughan.
Jacks.	Wallace.
Jennings.	Wells.
Jones.	Williamson.
Lewis.	Wilmans.
Looney.	Winfree.
McDaniel.	



## Nays—38.

Abney.	LeStourgeon.
Amsler.	McBride.
Barrett.	Mathes.
Bell.	Merritt.
Bonham.	Miller.
Cable.	Perdue.
Carson.	Pool.
Culp.	Pope.
Davis.	Quinn.
Dodd.	Robinson.
Downs.	Rogers.
Driggers.	Rowland.
Duffey.	Sackett.
Dunlap.	Simpson.
Durham.	Sparkman.
Fields.	Stell.
Finlay.	Stewart
Frnka.	of Galveston.
Greer.	Stewart of Reeves.
Harrington.	Strickland.
Hendricks.	Stroder.
Houston.	Thompson.
Howeth.	Westbrook.
Laird.	Wessels.
Lane.	Wilson.
LeMaster.	

## Present—Not Voting.

Mr. Speaker.	Purl.
Pate.	

## Absent.

Avis.	Johnson.
Baker of Orange.	Kemble.
Baldwin.	Lackey.
Bird.	Loftin.
Bryant.	McDonald.
Carpenter	McKean.
of Dallas.	Melson.
Coffee.	Morgan
Covey.	of Robertson.
Cowen.	Patman.
Crawford.	Price.
Davenport.	Quaid.
Dinkle.	Shires.
Edwards.	Stevens.
Faubion.	Stewart
Green.	of Edwards.
Hardin	Stewart of Jasper.
of Kaufman.	Sweet.
Harris.	Teer.
Hull.	Young.

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Wessels offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No.

32, on page 34, line 12, by striking out "\$2500.00" and insert in lieu thereof "\$500" each year.

On motion of Mr. Irwin, the amendment was tabled.

Mr. Satterwhite offered the following amendment to the section of the amendment relating to the Industrial Accident Board:

Amend amendment to Senate bill No. 32, page 36, line 33, by striking out the figures "\$4000.00" in each year and insert in lieu thereof the figures "\$4500.00"; also strike out the figures "\$6000.00" in each column of line 34, page 36, and insert in lieu thereof the figures "\$8000.00."

On motion of Mr. Quaid, the amendment was tabled.

Mr. Lackey offered the following amendment to the section of the amendment relating to the Game, Fish and Oyster Commission:

Amend amendment to Senate bill No. 32, page 40, by inserting after line 3 a paragraph to read as follows:

"Provided further, that all funds now in the State Treasury to the credit of the Special Game Fund and all funds hereinafter deposited to the credit of said fund and collected under Sections 34 and 35 of House bill 457, Acts of the Thirty-sixth Legislature, are hereby specifically appropriated for the purpose of wild bird and game protection, for the creation and maintenance of game sanctuaries and public hunting grounds, for the introduction and propagation or distribution of wild game birds, for the dissemination of information pertaining to the economic value and conservation of wild animal life, and for the enforcement of the game laws of this State; such funds to be expended only upon authorization of a majority vote of a council composed of the Game, Fish and Oyster Commissioner, the Attorney General of Texas and the State Superintendent of Education; and expenditures to be controlled further by the statutory regulations protecting such funds."

The amendment was adopted.

Mr. Lackey moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Lewis offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 38, by inserting between lines

13 and 14 the following words and figures: "Captain Boat 'Flying Fish,' \$1200.00—\$1200.00."

The amendment was adopted.

Mr. Stiernberg offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 38, lines 9 to 14, inclusive, by striking out the figures "1200.00" and by inserting in lieu thereof the figures "1500.00" in each place where such figures occur.

Mr. Greer moved to table the amendment.

Yeas and nays were demanded and the motion to table was lost by the following vote:

Yeas—33.

Cable.	McBride.
Carson.	Pate.
Carter of Hays.	Perdue.
Collins.	Quinn.
DeBerry.	Rice.
Dodd.	Robinson.
Downs.	Stell.
Driggers.	Stevens.
Durham.	Stewart
Faubion.	of Edwards.
Harrington.	Stroder.
Houston.	Teer.
Howeth.	Thompson.
Hughes.	Westbrook.
Laird.	Wessels.
LeMaster.	Wilson.
Looney.	Winfree.

Nays—73.

Amsler.	Frnka.
Arnold.	Gipson.
Avis.	Harris.
Baker of Milam.	Hardin
Baldwin.	of Kaufman.
Barrett.	Henderson
Beasley.	of McLennan.
Bird.	Hendricks.
Bobbitt.	Irwin.
Bonham.	Jennings.
Bryant.	Jones.
Burmeister.	Lane.
Carpenter	LeSturgeon.
of Matagorda.	Lewis.
Chitwood.	McDaniel.
Coffee.	McDonald.
Covey.	McFarlane.
Cowen.	McKean.
Crawford.	McNatt.
Davenport.	Martin.
Davis.	Mathes.
Dielmann.	Maxwell.
Duffey.	Merritt.
Dunn.	Montgomery.
Finlay.	Moore.
Fugler.	Patman.

Patterson.	Smith.
Pinkston.	Sparkman.
Pool.	Stewart
Potter.	of Galveston.
Purl.	Stewart of Jasper.
Rogers.	Stewart of Reeves.
Rowland.	Stiernberg.
Russell	Strickland.
of Callahan.	Thrasher.
Sackett.	Turner.
Sanford.	Vaughan.
Satterwhite.	Wells.
Shearer.	Young.

Absent.

Abney.	Kemble.
Baker of Orange.	Lackey.
Barker.	Loftin.
Bell.	Melson.
Carpenter	Miller.
of Dallas.	Morgan
Culp.	of Liberty.
Dinkle.	Morgan
Dunlap.	of Robertson.
Edwards.	Pope.
Fields.	Price.
Green.	Quaid.
Greer.	Russell of Trinity.
Hardin of Erath.	Shires.
Henderson	Simpson.
of Marion.	Sweet.
Hull.	Wallace.
Jacks.	Williamson.
Johnson.	Wilmons.

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Question then recurring on the amendment, it was adopted.

Mr. Quinn offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 38, lines 37 and 38, after the words "traveling and other necessary expenses for twelve special deputies" by striking out the figures "\$120,000.00 and \$12,000.00" and insert in lieu thereof the figures "\$6000.00" in each place. (Mr. Bell in the chair.)

On motion of Mr. Quaid, the amendment was tabled.

Mr. Quaid offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 38, line 38, by striking out the figures "120,000" in the first column and insert in lieu thereof the figures "12,000."

The amendment was adopted.

Mr. Quaid offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 38, line 36, by striking out the figures "1800" in each column and insert in lieu thereof the figures "18,000" in each column.

The amendment was adopted.

Mr. Bonham offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 38, line 33, by striking out "\$1200" and inserting "\$1500" for each year.

The amendment was adopted.

Mr. Lewis offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32 by adding line 22a, page 39, provision boat "Flying Fish," "300—300" in each column.

The amendment was adopted.

Mr. Martin offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 39, by inserting between lines 14 and 15, "\$7500" in first column and "\$3500" in second column, "to establish and maintain fish hatchery at Seymour Bayou, Texas."

Mr. Carson moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—66.

Amsler.	Durham.
Arnold.	Faubion.
Avis.	Finlay.
Baker of Milam.	Frnka.
Baldwin.	Gipson.
Barker.	Greer.
Barrett.	Hardin of Erath.
Bell.	Houston.
Bobbitt.	Hughes.
Bonham.	Jennings.
Bryant.	Lackey.
Cable.	Lane.
Carpenter	Lewis.
of Dallas.	Looney.
Carson.	McBride.
Covey.	McDonald.
Cowen.	McFarlane.
Crawford.	McNatt.
Culp.	Martin.
DeBerry.	Maxwell.
Dielmann.	Morgan
Dunlap.	of Robertson.

Pate.	Stell.
Perdue.	Stewart
Pinkston.	of Edwards.
Pool.	Stewart
Potter.	of Galveston.
Quaid.	Stewart of Reeves.
Quinn.	Strickland.
Rice.	Teer.
Robinson.	Thrasher.
Shearer.	Wells.
Simpson.	Westbrook.
Smith.	Wilmans.
Sparkman.	Young.

Nays—33.

Beasley.	LeMaster.
Burmeister.	LeSturgeon.
Carpenter	Loftin.
of Matagorda.	McDaniel.
Chitwood.	Mathes.
Coffee.	Moore.
Davis.	Purl.
Dinkle.	Rogers.
Dodd.	Rowland.
Downs.	Sackett.
Dunn.	Satterwhite.
Fugler.	Stevens.
Harrington.	Sweet.
Harris.	Thompson.
Henderson	Vaughan.
of McLennan.	Wessels.
Hendricks.	Wilson.
Laird.	

Present—Not Voting.

Abney.	Jones.
Bird.	Price.
Howeth.	Williamson.

Absent.

Baker of Orange.	Merritt.
Carter of Hays.	Miller.
Collins.	Montgomery.
Davenport.	Morgan
Driggers.	of Liberty.
Duffey.	Patman.
Edwards.	Patterson.
Fields.	Pope.
Green.	Russell
Hardin	of Callahan.
of Kaufman.	Russell of Trinity.
Henderson	Sanford.
of Marion.	Shires.
Hull.	Stewart of Jasper.
Irwin.	Stiernberg.
Jacks.	Stroder.
Johnson.	Turner.
Kemble.	Wallace.
McKean.	Winfree.
Melson.	

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Question then recurring on the amendment, it was adopted.

Mr. Bonham offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 39, by striking out lines 17 to 22, inclusive.

On motion of Mr. Quaid, the amendment was tabled.

Mr. Potter offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 39, line 22a, by striking out the words "Flying Fish" and insert in lieu thereof the name "Abner L. Lewis."

The amendment was adopted.

Mr. Stewart of Edwards offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 39, by adding between lines 10 and 11 the following: "For establishing a fish hatchery in Kerr county at such place as may be designated by the Game, Fish and Oyster Commissioner, \$7500" in each column.

Mr. Durham offered the following substitute for the amendment:

Substitute the amendment by substituting "Uvalde, Uvalde Co."

Mr. Stewart of Edwards moved to table the substitute.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—80.

Baker of Milam.	Dunn.
Baldwin.	Durham.
Barker.	Edwards.
Barrett.	Faubion.
Beasley.	Finlay.
Bell.	Greer.
Bird.	Hardin of Erath.
Bobbitt.	Harris.
Bonham.	Harrington.
Bryant.	Henderson
Burmeister.	of Marion.
Cable.	Hendricks.
Carpenter	Houston.
of Dallas.	Howeth.
Covey.	Irwin.
Cowen.	Jones.
Culp.	Jennings.
Davis.	Lackey.
DeBerry.	Lane.
Dielmann.	LeStourgeon.
Dinkle.	Lewis.
Downs.	McBride
Dodd.	McDonald
Dunlap.	McFarlane.

McKean.	Simpson.
McNatt.	Smith.
Martin.	Sparkman.
Mathes.	Stell.
Miller.	Stewart
Montgomery.	of Edwards.
Moore.	Stewart of Jasper.
Pinkston.	Strickland.
Potter.	Stroder.
Pool.	Sweet.
Price.	Teer.
Quaid.	Thrasher.
Rice.	Turner.
Rowland.	Wallace.
Sackett.	Wells.
Sanford.	Westbrook.
Satterwhite.	Williamson.
Shearer.	

## Nays—25.

Abney.	Looney.
Amsler.	McDaniel.
Carpenter	Maxwell.
of Matagorda.	Pate.
Carson.	Perdue.
Carter of Hays.	Quinn.
Driggers.	Rogers.
Duffey.	Russell of Trinity.
Fields.	Stevens.
Henderson	Stewart
of McLennan.	of Galveston.
Laird.	Stewart of Reeves.
LeMaster.	Thompson.
Loftin.	Wessels.

## Present—Not Voting.

Mr. Speaker.	Morgan
Crawford.	of Liberty.
	Young.

## Absent.

Arnold.	Melson.
Avis.	Merritt.
Baker of Orange.	Morgan
Chitwood.	of Robertson.
Coffee.	Patman.
Collins.	Patterson.
Davenport.	Pope.
Frnka.	Purl.
Fugler.	Robinson.
Gipson.	Russell
Green.	of Callahan.
Hardin	Shires.
of Kaufman.	Stiernberg.
Hughes.	Vaughan.
Hull.	Wilmons.
Jacks.	Wilson.
Johnson.	Winfree.
Kemble.	

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

On motion of Mr. Quaid, the amendment by Mr. Stewart of Edwards was tabled.

(Speaker in the chair.)

Mr. Martin offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 38, line 8, by striking out the figures "\$1800" and inserting "\$2000" in both columns.

On motion of Mr. McFarlane, the amendment was tabled.

Mr. Moore moved the previous question on this section of the amendment, and the main question was ordered.

Mr. Rogers offered the following amendment to the section of the amendment relating to the Department of Agriculture:

Amend the amendment to Senate bill No. 32, page 41, by striking out all of lines 29, 30 and 31.

On motion of Mr. Burmeister the amendment was tabled.

Mr. Moore offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 41, by adding after the word "information" in line 20, the following: "Provided, that no part of this appropriation shall be used in publishing the Departmental Bulletin eliminated by the Thirty-seventh Legislature."

The amendment was adopted.

Mr. Quaid offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 4, line 36, by striking out "three" and making it "one," and making "\$4500 to \$1500" each year.

The amendment was adopted.

Mr. Covey offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32 by striking from page 40, lines 28 and 38.

Question—Shall the amendment be adopted?

#### ADDRESS BY HON. GEO. BAILEY.

Mr. Turner offered the following resolution:

Whereas, Col. George M. Bailey, a former reporter in this House, now a paragraph and editorial writer of national fame with the Houston Post, and one of the best informed citizens of

Texas on political questions, both State and National, is now within the bar of the House; and

Whereas, It would be both pleasing and educational to the members of this House to hear some of Colonel Bailey's views; therefore, be it

Resolved, That Colonel Bailey be invited to address the House on such subject as he may choose for a period of five minutes.

Signed—Turner, Cowen, Rogers, Arnold, Shearer, Houston, Gipson, Montgomery.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Hon. George Bailey to the Speaker's stand:

Messrs. Turner, Cowen and Moore.

The committee having performed their duty, Speaker Seagler presented Mr. Moore, who in turn introduced Hon. George Bailey.

Hon. George Bailey then addressed the House.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, May 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 69, A bill to be entitled "An Act providing that where the State of Texas, through the Game, Fish and Oyster Commissioner, has issued a permit to excavate and take from any island, reef, bar, lake, river, creek, bayou, or bay of this State marl, mud, shell, oyster shell, sand, and gravel, the State, at the request of the permit holder shall have the right and power to condemn land for the purpose of erecting dredges and necessary equipments, railroad spurs, and of opening roads and passage ways to said place of operations; and providing that the method of condemnation shall be the same as is now provided by law in case of railroads; providing that suit may be instituted by the Attorney General of Texas in the county where such permit is situated and the cost of same be paid by the permit holder or his assigns seeking condemnation, and declaring an emergency."

S. B. No. 99, A bill to be entitled

"An Act to amend Chapter 2, Title 65, Revised Statutes of 1911, by adding thereto Article 4352a, pertaining to the registration of bonds, and prescribing the duties with reference thereto of the Comptroller, his chief clerk and bond clerk, and validating registration of bonds heretofore registered, and declaring an emergency."

S. B. No. 93, A bill to be entitled "An Act to authorize State of Texas to co-operate with other cotton producing States in the work of the Cotton States Commission; providing for the appointment of representation on said commission, and for other purposes."

S. B. No. 73, A bill to be entitled "An Act relative to State parks; creating a State Parks Board to investigate prospective park sites in the State and report to the Legislature with recommendations; authorizing the board to solicit and accept donations of land for State park purposes; making an appropriation for expenses of the board; providing that localities may pay expenses of the board in visiting such locality to investigate and inspect land for park purposes, and declaring an emergency."

S. B. No. 103, A bill to be entitled "An Act repealing Chapter 78 of the Special and Local Laws of the Thirty-eighth Legislature, passed at its Regular Session, being an act creating the Brownsboro Independent School District in Henderson county, Texas, and declaring an emergency."

The Senate has concurred in House amendments to Senate bill No. 31 by a vote of 26 yeas and 0 nays; and it has also concurred in House amendments to Senate bill No. 3 by a vote of 26 yeas and 0 nays.

Respectfully,

RICHARD BLALOCK,  
Assistant Secretary of the Senate.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 11, 1923.  
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a free conference committee on House bill No. 25, and the following are appointed on behalf of the Senate: Senators Turner, Bowers, Baugh, Burkett and Floyd.

The Senate has passed

S. B. No. 87, A bill to be entitled "An Act to amend Sections 2 and 10 of House bill No. 13, passed at the

Regular Session of the Thirty-eighth Legislature, relating to the regulation, licensing and bonding of private employment agents, so as to exempt from the operation of said bill those agents engaged in the business of securing employment for school teachers, and declaring an emergency."

Respectfully,

RICHARD BLALOCK,  
Assistant Secretary of the Senate.

#### CONFERENCE COMMITTEE ON HOUSE BILL NO. 25.

The Speaker announced the appointment of the following Conference Committee on the part of the House on House bill No. 25:

Messrs. Harrington, Crawford, Dunn, Patterson and Bell.

#### BILL RE-REFERRED.

On motion of Mr. Loftin, Senate bill No. 110 was withdrawn from the Committee on Roads, Bridges and Ferries and referred to the Committee on Counties.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 87, to the Committee on State Affairs.

Senate bill No. 73, to the Committee on Public Lands and Buildings.

Senate bill No. 101, to the Committee on School Districts.

Senate bill No. 99, to the Committee on State Affairs.

Senate bill No. 92, to the Committee on State Affairs.

Senate bill No. 69, to the Committee on Game and Fisheries.

#### RECESS.

On motion of Mr. Satterwhite, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

#### HOUSE BILL NO. 20 WITH SENATE AMENDMENTS.

Mr. Abney moved to reconsider the vote by which the House refused to concur in Senate amendments to House

bill No. 20, relating to sale of intoxicating liquor in hotels and boarding houses.

The motion to reconsider prevailed.

On motion of Mr. Abney, the House concurred in the Senate amendments.

# BILL ORDERED NOT PRINTED.

On motion of Mr. Stewart of Edwards, Senate bill No. 73 was ordered not printed.

# SENATE BILL NO. 32 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 32, making certain departmental appropriations, on its passage to third reading, with amendment by Mr. Quaid and amendment by Mr. Covey to the amendment pending.

Question recurring on the amendment by Mr. Covey, it was adopted.

Mr. Covey offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32 by striking from page 40 lines 34, 35 and 36.

On motion of Mr. Westbrook, the amendment was tabled.

Mr. Lackey offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 40, line 34, by striking out the words "markets and" in lines 35 and 36, by striking out the words "marketing and."

The amendment was adopted.

Mr. Quinn offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 41, by striking out all of line 7, words and figures.

Signed—Quinn, Rogers.

Mr. Burmeister moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—72.

Amsler.	Burmeister.
Baker of Milam.	Cable.
Barrett.	Carter of Hays.
Beasley.	Chitwood.
Bell.	Covey.
Bird.	Cowen.
Bobbitt.	Culp.
Bonham.	Davis.
Bryant.	DeBerry.

Dielmann.	Price.
Dodd.	Quaid.
Durham.	Robinson.
Edwards.	Russell
Frnka.	of Callahan.
Fugler.	Russell of Trinity.
Gipson.	Sackett.
Greer.	Sanford.
Hardin of Erath.	Satterwhite.
Henderson	Shearer.
of Marion.	Simpson.
Hendricks.	Smith.
Houston.	Sparkman.
Jacks.	Stell.
Lackey.	Stewart
Lane.	of Edwards.
Lewis.	Stewart
McDonald.	of Galveston.
McFarlane.	Stiernberg.
McKean.	Teer.
McNatt.	Thrasher.
Martin.	Turner.
Mathes.	Wallace.
Maxwell.	Wells.
Merritt.	Westbrook.
Morgan	Williamson.
of Robertson.	Wilmans.
Pinkston.	Winfree.
Pool.	Young.
Potter.	

Nays—29.

Arnold.	Looney.
Avis.	McDaniel.
Baldwin.	Miller.
Carpenter	Pate.
of Matagorda.	Perdue.
Carson.	Purl.
Crawford.	Quinn.
Davenport.	Rice.
Downs.	Rogers.
Driggers.	Rowland.
Duffey.	Stewart of Jasper.
Howeth.	Stewart of Reeves.
Laird.	Stroder.
LeMaster.	Thompson.
LeSturgeon.	Wessels.
Loftin.	Wilson.

Present—Not Voting.

Mr. Speaker.

Absent.

Abney.	Finlay.
Baker of Orange.	Green.
Barker.	Hardin
Carpenter	of Kaufman.
of Dallas.	Harrington.
Coffee.	Harris.
Collins.	Henderson
Dinkle.	of McLennan.
Dunlap.	Hughes.
Dunn.	Hull.
Faubion.	Irwin.
Fields.	Jennings.

Johnson.	Patman.
Jones.	Patterson.
Kemble.	Pope.
McBride.	Shires.
Melson.	Stevens.
Montgomery.	Strickland.
Moore.	Sweet.
Morgan	Vaughan.
of Liberty.	

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Culp offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 43, line 6, by adding after the word "marketing" the words "and inspectors."

The amendment was adopted.

Mr. Purl offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 41, line 14, by striking out the figure "8" after the word "stenographer" and insert the figure "4"; also strike out "\$7200" in both places and insert "\$4800."

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—92.

Amsler.	Duffey.
Arnold.	Dunlap.
Avis.	Durham.
Baker of Milam.	Edwards.
Barker.	Fields.
Barrett.	Frnka.
Beasley.	Gipson.
Bell.	Greer.
Bird.	Harris.
Bobbitt.	Henderson
Bonham.	of Marion.
Bryant.	Hendricks.
Burmeister.	Houston.
Cable.	Howeth.
Carpenter	Jennings.
of Matagorda.	Lackey.
Carson.	Laird.
Carter of Hays.	Lane.
Chitwood.	LeMaster.
Covey.	LeSturgeon.
Cowen.	Lewis.
Davis.	McDaniel.
DeBerry.	McDonald.
Dielmann.	McFarlane.
Dodd.	McKean.
Downs.	McNatt.
Driggers.	Martin.

Maxwell.	Simpson.
Merritt.	Smith.
Miller.	Sparkman.
Morgan	Stell.
of Robertson.	Stewart
Pate.	of Edwards.
Patterson.	Stewart
Pinkston.	of Galveston.
Pool.	Stewart of Jasper.
Potter.	Stewart of Reeves.
Price.	Stiernberg.
Quaid.	Stroder.
Quinn.	Teer.
Robinson.	Thrasher.
Rowland.	Turner.
Russell	Wallace.
of Callahan.	Westbrook.
Russell of Trinity.	Williamson.
Sackett.	Wilmans.
Sanford.	Wilson.
Satterwhite.	Winfree.
Shearer.	Young.

Nays—11.

Abney.	Perdue.
Crawford.	Purl.
Finlay.	Rice.
Henderson	Rogers.
of McLennan.	Thompson.
Looney.	Wessels.

Present—Not Voting.

Mr. Speaker.	Baldwin.
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Absent.

Baker of Orange.	Johnson.
Carpenter	Jones.
of Dallas.	Kemble.
Coffee.	Loftin.
Collins.	McBride.
Culp.	Mathes.
Davenport.	Melson.
Dinkle.	Montgomery.
Dunn.	Moore.
Faubion.	Morgan
Fugler.	of Liberty.
Green.	Patman.
Hardin of Erath.	Pope.
Hardin	Shires.
of Kaufman.	Stevens.
Harrington.	Strickland.
Hughes.	Sweet.
Hull.	Vaughan.
Irwin.	Wells.
Jacks.	

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Purl offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 41, lines 19 and 20, by



striking out "\$4000" in both columns and insert "\$2000."

Mr. Westbrook moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—90.

Amsler.	McDonald.
Arnold.	McFarlane.
Avis.	McKean.
Baker of Milam.	McNatt.
Barker.	Martin.
Barrett.	Merritt.
Beasley.	Morgan
Bell.	of Robertson.
Bobbitt.	Patterson.
Bryant.	Pinkston.
Cable.	Pool.
Carson.	Potter.
Carter of Hays.	Price.
Chitwood.	Quaid.
Coffee.	Quinn.
Covey.	Rice.
Cowen.	Robinson.
Crawford.	Rogers.
Culp.	Rowland.
Davis.	Russell
DeBerry.	of Callahan.
Dielmann.	Russell of Trinity.
Dodd.	Sackett.
Downs.	Sanford.
Driggers.	Shearer.
Duffey.	Simpson.
Dunlap.	Smith.
Durham.	Sparkman.
Fields.	Stell.
Finlay.	Stewart
Frnka.	of Edwards.
Fugler.	Stewart
Gipson.	of Galveston.
Greer.	Stewart of Jasper.
Hardin of Erath.	Stewart of Reeves.
Harrington.	Stiernberg.
Harris.	Stroder.
Hendricks.	Teer.
Houston.	Thrasher.
Jennings.	Turner.
Jones.	Westbrook.
Lackey.	Wessels.
Laird.	Williamson.
Lane.	Wilmons.
LeMaster.	Wilson.
Lewis.	Winfree.
McDaniel.	Young.

## Nays—9.

Abney.	LeSturgeon.
Davenport.	Miller.
Henderson	Purl.
of McLennan.	Thompson.
Jacks.	Wells.

## Present—Not Voting.

Mr. Speaker.	Baldwin.
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## Absent.

Baker of Orange.	Kemble.
Bird.	Loftin.
Bonham.	Looney.
Burmeister.	McBride.
Carpenter	Mathes.
of Dallas.	Maxwell.
Carpenter	Melson.
of Matagorda.	Montgomery.
Collins.	Moore.
Dinkle.	Morgan
Dunn.	of Liberty.
Edwards.	Pate.
Faubion.	Patman.
Green.	Perdue.
Hardin	Pope.
of Kaufman.	Satterwhite.
Henderson	Shires.
of Marion.	Stevens.
Howeth.	Strickland.
Hughes.	Sweet.
Hull.	Vaughan.
Irwin.	Wallace.
Johnson.	

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Purl offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 41, line 39, by striking out "\$15,000" and insert "\$5000."

Mr. Dodd moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—95.

Amsler.	Culp.
Arnold.	Davenport.
Avis.	Davis.
Baker of Milam.	DeBerry.
Barker.	Dielmann.
Barrett.	Dodd.
Beasley.	Downs.
Bell.	Driggers.
Bobbitt.	Duffey.
Bonham.	Dunlap.
Bryant.	Durham.
Burmeister.	Fields.
Cable.	Frnka.
Carpenter	Fugler.
of Matagorda.	Gipson.
Carson.	Greer.
Carter of Hays.	Hardin of Erath.
Chitwood.	Harrington.
Coffee.	Harris.
Cowen.	Henderson
Crawford.	of Marion.

Hendricks.	Rice.
Houston.	Robinson.
Jennings.	Rogers.
Jones.	Rowland.
Lackey.	Russell
Lane.	of Callahan.
LeMaster.	Russell of Trinity.
LeStourgeon.	Sackett.
Lewis.	Sanford.
McBride.	Shearer.
McDaniel.	Smith.
McDonald.	Sparkman.
McFarlane.	Stell.
McKean.	Stewart
McNatt.	of Edwards.
Martin.	Stewart
Maxwell.	of Galveston.
Melson.	Stewart of Jasper.
Merritt.	Stiernberg.
Miller.	Strickland.
Morgan	Stroder.
of Robertson.	Teer.
Patman.	Thrasher.
Patterson.	Turner.
Pinkston.	Wallace.
Pool.	Westbrook.
Potter.	Williamson.
Price.	Wilmans.
Quaid.	Wilson.
Quinn.	Winfree.

## Nays—8.

Abney.	Perdue.
Henderson	Purl.
of McLennan.	Wells.
Jacks.	Wessels.
Looney.	

## Present—Not Voting.

Mr. Speaker.	Howeth.
Baldwin.	Pate.
Finlay.	

## Absent.

Baker of Orange.	Laird.
Bird.	Loftin.
Carpenter	Mathes.
of Dallas.	Montgomery.
Collins.	Moore.
Covey.	Morgan
Dinkle.	of Liberty.
Dunn.	Pope.
Edwards.	Satterwhite.
Faubion.	Shires.
Green.	Simpson.
Hardin	Stevens.
of Kaufman.	Stewart of Reeves.
Hughes.	Sweet.
Hull.	Thompson.
Irwin.	Vaughan.
Johnson.	Young.
Kemble.	

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Wells offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32 by striking out lines 26 to 40, inclusive, page 40; strike out lines 4 to 40, inclusive, page 41, and lines 1 to 6, inclusive, page 42.

Mr. Quinn moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—89.

Amsler.	McKean.
Arnold.	McNatt.
Baker of Orange.	Martin.
Barrett.	Mathes.
Beasley.	Maxwell.
Bell.	Melson.
Bird.	Merritt.
Bobbitt.	Miller.
Bryant.	Morgan
Burmeister.	of Robertson.
Cable.	Patman.
Carson.	Patterson.
Carter of Hays.	Perdue.
Chitwood.	Pinkston.
Coffee.	Potter.
Cowen.	Price.
Crawford.	Quaid.
Culp.	Quinn.
Davis.	Rice.
DeBerry.	Robinson.
Dielmann.	Russell
Dodd.	of Callahan.
Downs.	Russell of Trinity.
Driggers.	Sackett.
Duffey.	Sanford.
Dunlap.	Shearer.
Durham.	Simpson.
Fields.	Smith.
Frnka.	Sparkman.
Fugler.	Stell.
Gipson.	Stevens.
Greer.	Stewart
Hardin of Erath.	of Edwards.
Harrington.	Stewart
Harris.	of Galveston.
Henderson	Stewart of Jasper.
of Marion.	Stewart of Reeves.
Hendricks.	Stiernberg.
Houston.	Strickland.
Howeth.	Stroder.
Jennings.	Teer.
Lackey.	Thrasher.
Lane.	Wallace.
LeMaster.	Westbrook.
Lewis.	Wilmans.
McBride.	Wilson.
McDonald.	Winfree.

## Nays—13.

Abney.	Carpenter
Barker.	of Matagorda.

Henderson	Pool.
of McLennan.	Pope.
Jacks.	Purl.
LeStourgeon.	Rowland.
Looney.	Thompson.
McDaniel.	Wells.
Pate.	

Present—Not Voting.

Mr. Speaker. Baldwin.

Absent.

Avis.	Johnson.
Baker of Milam.	Jones.
Bonham.	Kemble.
Carpenter	Laird.
of Dallas.	Loftin.
Collins.	McFarlane.
Covey.	Montgomery.
Davenport.	Moore.
Dinkle.	Morgan
Dunn.	of Liberty.
Edwards.	Rogers.
Faubion.	Satterwhite.
Finlay.	Shires.
Green.	Sweet.
Hardin	Turner.
of Kaufman.	Vaughan.
Hughes.	Wessels.
Hull.	Williamson.
Irwin.	Young.

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. Wessels offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 41, by striking out lines 27 and 28.

On motion of Mr. Westbrook, the amendment was tabled.

Mr. Robinson moved the previous question on this section of the amendment, and the main question was ordered.

(Mr. Henderson of McLennan in the chair.)

Mr. Price offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 43, by adding after line 6 the following: "Radio operator and assisting marketing agent, \$1800—\$1800."

(Mr. Patterson in the chair.)

The amendment was adopted.

Mr. Price offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 43, line 19, by striking out the figures "\$3000" wherever they occur and inserting therein the figures "\$6000."

(Speaker in the chair.)

Mr. Moore moved the previous question on the amendment, and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—89.

Amsler.	McNatt.
Arnold.	Martin.
Baker of Orange.	Mathes.
Baldwin.	Melson.
Barker.	Merritt.
Barrett.	Miller.
Beasley.	Montgomery.
Bird.	Moore.
Bobbitt.	Morgan
Bonham.	of Liberty.
Bryant.	Patman.
Burmeister.	Patterson.
Carpenter	Perdue.
of Dallas.	Potter.
Carpenter	Price.
of Matagorda.	Purl.
Chitwood.	Quaid.
Covey.	Quinn.
Cowen.	Rice.
Culp.	Rogers.
Davenport.	Rowland.
DeBerry.	Russell
Dielmann.	of Callahan.
Dodd.	Russell of Trinity.
Downs.	Sackett.
Driggers.	Sanford.
Duffey.	Satterwhite.
Dunlap.	Shearer.
Durham.	Smith.
Finlay.	Sparkman.
Frnka.	Stell.
Fugler.	Stevens.
Greer.	Stewart
Hardin of Erath.	of Edwards.
Harris.	Stewart
Henderson	of Galveston.
of Marion.	Strickland.
Hull.	Stroder.
Jennings.	Teer.
Johnson.	Thompson.
Jones.	Thrasher.
Lackey.	Turner.
Lane.	Westbrook.
LeMaster.	Wessels.
LeStourgeon.	Wilmans.
Lewis.	Williamson.
McBride.	Winfree.
McDaniel.	Young.
McDonald.	

## Nays—10.

Abney.	Houston.
Cable.	Looney.
Carson.	Pinkston.
Davis.	Simpson.
Harrington.	Stewart of Reeves.

## Present—Not Voting.

Mr. Speaker.	Carter of Hays.
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## Absent.

Avis.	Jacks.
Baker of Milam.	Kemble.
Bell.	Laird.
Coffee.	Loftin.
Collins.	McFarlane.
Crawford.	McKean.
Dinkle.	Maxwell.
Dunn.	Morgan
Edwards.	of Robertson.
Faubion.	Pate.
Fields.	Pool.
Gipson.	Pope.
Green.	Robinson.
Hardin	Shires.
of Kaufman.	Stewart of Jasper.
Henderson	Stiernberg.
of McLennan.	Sweet.
Hendricks.	Vaughan.
Howeth.	Wallace.
Hughes.	Wells.
Irwin.	Wilson.

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Mr. LeSturgeon offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 43, line 10, by striking out the figures "6000—6000" and inserting in lieu thereof the figures "\$18,000—\$8000."

The amendment was adopted.

Mr. LeSturgeon offered the following amendment to the amendment:

Amend the amendment to Senate bill No. 32, page 43, by inserting immediately after line 10 the following: "Stenographer, 1500—1500."

On motion of Mr. Quaid, the amendment was tabled.

Mr. Burmeister offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 43, line 13, by striking out the word "eleven" and inserting in lieu thereof the word "fourteen," and by striking out the figures "16,800—

16,800" and inserting in lieu thereof the figures "21,900—21,900."

Mr. Quinn moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—60.

Abney.	Jennings.
Arnold.	Jones.
Avis.	LeMaster.
Barrett.	Lewis.
Beasley.	Looney.
Bird.	McDonald.
Bryant.	McNatt.
Cable.	Melson.
Carpenter	Miller.
of Dallas.	Montgomery.
Carson.	Patman.
Carter of Hays.	Perdue.
Coffee.	Pinkston.
Covey.	Pool.
Cowen.	Pope.
Culp.	Potter.
Davis.	Quaid.
DeBerry.	Quinn.
Dodd.	Robinson.
Downs.	Russell of Trinity.
Duffey.	Satterwhite.
Dunlap.	Simpson.
Dunn.	Stell.
Faubion.	Stevens.
Finlay.	Stewart of Jasper.
Hardin of Erath.	Stiernberg.
Harrington.	Teer.
Harris.	Thrasher.
Henderson	Wallace.
of Marion.	Wessels.
Houston.	Winfree.
Jacks.	

## Nays—41.

Baker of Milam.	Price.
Baldwin.	Purl.
Barker.	Rice.
Bobbitt.	Rogers.
Burmeister.	Rowland.
Chitwood.	Russell
Davenport.	of Callahan.
Dielmann.	Sackett.
Driggers.	Sanford.
Durham.	Shearer.
Fugler.	Smith.
Howeth.	Sparkman.
Lackey.	Stewart
Lane.	of Galveston.
LeSturgeon.	Stewart of Reeves.
McBride.	Stroder.
McDaniel.	Thompson.
McKean.	Westbrook.
Mathes.	Williamson.
Merritt.	Wilmans.
Moore.	Young.

## Present—Not Voting.

Mr. Speaker.	Frnka.
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## Absent.

Amsler.	Johnson.
Baker of Orange.	Kemble.
Bell.	Laird.
Bonham.	Loftin.
Carpenter	McFarlane.
of Matagorda.	Martin.
Collins.	Maxwell.
Crawford.	Morgan
Dinkle.	of Liberty.
Edwards.	Morgan
Fields.	of Robertson.
Gipson.	Pate.
Green.	Patterson.
Greer.	Shires.
Hardin	Stewart
of Kaufman.	of Edwards.
Henderson	Strickland.
of McLennan.	Sweet.
Hendricks.	Turner.
Hughes.	Vaughan.
Hull.	Wells.
Irwin.	Wilson.

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke	Storey.
Lamb.	

Mr. Burmeister offered the following amendment to this section of the amendment:

Amend the amendment to Senate bill No. 32, page 43, line 21, by striking out the figures "2000" in the first column and inserting in lieu thereof the figures "8650."

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion prevailed by the following vote:

## Yeas—66.

Abney.	Faubion.
Amsler.	Greer.
Avis.	Hardin of Erath.
Barker.	Harrington.
Barrett.	Harris.
Beasley.	Henderson
Bryant.	of Marion.
Cable.	Houston.
Carpenter	Jacks.
of Dallas.	Jennings.
Carter of Hays.	Jones.
Chitwood.	Lane.
Coffee.	Lewis.
Collins.	Looney.
Cowen.	McBride.
Culp.	McDonald.
Davis.	McNatt.
DeBerry.	Melson.
Dodd.	Merritt.
Downs.	Miller.
Duffey.	Montgomery.

Moore.	Simpson.
Patman.	Stell.
Perdue.	Stevens.
Pinkston.	Stewart
Pool.	of Edwards.
Pope.	Stewart
Potter.	of Galveston.
Quaid.	Stewart of Reeves.
Quinn.	Stiernberg.
Robinson.	Teer.
Rogers.	Thrasher.
Russell of Trinity.	Wallace.
Sanford.	Wessels.
Satterwhite.	Winfree.

## Nays—36.

Arnold.	Martin.
Baker of Milam.	Price.
Baldwin.	Purl.
Bobbitt.	Rice.
Burmeister.	Rowland.
Carson.	Russell
Covey.	of Callahan.
Davenport.	Sackett.
Dielmann.	Shearer.
Durham.	Smith.
Fugler.	Sparkman.
Gipson.	Stroder.
Howeth.	Thompson.
Irwin.	Turner.
Lackey.	Westbrook.
LeMaster.	Williamson.
LeSturgeon.	Wilmans.
McDaniel.	Young.
McKean.	

## Present—Not Voting.

Mr. Speaker.	Patterson.
Frnka.	

## Absent.

Baker of Orange.	Johnson.
Bell.	Kemble.
Bird.	Laird.
Bonham.	Loftin.
Carpenter	McFarlane.
of Matagorda.	Mathes.
Crawford.	Maxwell.
Dinkle.	Morgan
Driggers.	of Liberty.
Dunlap.	Morgan
Dunn.	of Robertson.
Fields.	Pate.
Green.	Shires.
Hardin	Stewart of Jasper.
of Kaufman.	Strickland.
Henderson	Sweet.
of McLennan.	Vaughan.
Hendricks.	Wells.
Hughes.	Wilson.
Hull.	

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

## Paired.

Mr. Finlay (present), who would vote "nay," with Mr. Edwards (absent), who would vote "yea."

Reason for (Nay) Vote on Tabling Burmeister Amendment No. 2.

The purpose of this amendment is to provide funds to purchase equipment necessary to carry out provisions of Senate bill No. 324, passed by the Regular Session of this, the Thirty-eighth Legislature. The equipment will consist of apparatus to be used in testing water, light and gas meters. Said equipment is too heavy to be carried by hand and will necessitate the purchase of light cars to carry said equipment to be used by inspectors who will be charged with the duties of performing this service.

## LeSTOURGEON.

Mr. Moore moved the previous question on this section of the amendment, and the main question was ordered.

Mr. Henderson of Marion offered the following amendment to the section of the amendment relating to State Highway Department:

Amend amendment to Senate bill No. 32 by striking out the figures "\$50,000.00" in line 35, page 50, and insert "\$25,000.00" in both columns.

The amendment was adopted.

Mr. Abney offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32 by striking from both columns, line 11, page 48, figures "7500.00" and insert in lieu thereof in both columns figures "3000.00."

Mr. Henderson of Marion moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—69.

Amsler.	Cowen.
Arnold.	Culp.
Baker of Milam.	DeBerry.
Beasley.	Dielmann.
Bell.	Dodd.
Bobbitt.	Downs.
Burmeister.	Dunlap.
Carpenter	Dunn.
of Dallas.	Durham.
Carson.	Fugler.
Carter of Hays.	Gipson.
Chitwood.	Hardin of Erath.
Collins.	Harrington.
Covey.	Harris.

Henderson	Purl.
of Marion.	Quaid.
Irwin.	Quinn.
Jennings.	Russell
Lackey.	of Callahan.
Lane.	Sackett.
LeSturgeon.	Sanford.
Lewis.	Satterwhite.
McBride.	Shearer.
McDonald.	Smith.
McKean.	Sparkman.
McNatt.	Stewart
Martin.	of Galveston.
Melson.	Stewart of Reeves.
Moore.	Stiernberg.
Morgan	Stroder.
of Liberty.	Teer.
Morgan	Thrasher.
of Robertson.	Wallace.
Patman.	Wells.
Patterson.	Williamson.
Pool.	Wilmans.
Potter.	Winfree.
Price.	

## Nays—33.

Abney.	McDaniel.
Baldwin.	Mathes.
Barker.	Maxwell.
Bird.	Merritt.
Bryant.	Miller.
Cable.	Perdue.
Carpenter	Pinkston.
of Matagorda.	Rice.
Davis.	Rogers.
Driggers.	Rowland.
Duffey.	Simpson.
Frnka.	Stell.
Howeth.	Stewart of Jasper.
Jacks.	Thompson.
LeMaster.	Turner.
Loftin.	Westbrook.
Looney.	Wessels.

## Present—Not Voting.

Mr. Speaker.	Stevens.
Houston.	Young.

## Absent.

Avis.	Hull.
Baker of Orange.	Johnson.
Barrett.	Jones.
Bonham.	Kemble.
Coffee.	Laird.
Crawford.	McFarlane.
Davenport.	Montgomery.
Dinkle.	Pate.
Faubion.	Pope.
Fields.	Robinson.
Green.	Russell of Trinity.
Greer.	Shires.
Hardin	Stewart
of Kaufman.	of Edwards.
Henderson	Strickland.
of McLennan.	Sweet.
Hendricks.	Vaughan.
Hughes.	Wilson.

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

## Paired.

Mr. Finlay (present), who would vote "nay," with Mr. Edwards (absent), who would vote "yea."

Mr. Abney offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32 by striking from both columns, line 15, page 48, figures "\$9000.00" and insert in lieu thereof in both columns figures "\$7500.00."

Mr. Quaid moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—67.

Amsler.	McNatt.
Baker of Milam.	Martin.
Bell.	Maxwell.
Burmeister.	Melson.
Carpenter	Montgomery.
of Matagorda.	Moore.
Carson.	Morgan
Carter of Hays.	of Liberty.
Coffee.	Morgan
Collins.	of Robertson.
Covey.	Patterson.
Cowen.	Pool.
Crawford.	Potter.
Culp.	Purl.
DeBerry.	Quaid.
Dielmann.	Quinn.
Dunlap.	Russell
Dunn.	of Callahan.
Faubion.	Sackett.
Fugler.	Sanford.
Gipson.	Satterwhite.
Hardin of Erath.	Shearer.
Harrington.	Simpson.
Harris.	Smith.
Henderson	Stewart
of Marion.	of Galveston.
Irwin.	Stewart of Reeves.
Jacks.	Stiernberg.
Jennings.	Teer.
Jones.	Thrasher.
Lackey.	Turner.
Lane.	Wells.
LeStourgeon.	Williamson.
Lewis.	Wilmons.
McBride.	Winfree.
McDonald.	Young.
McKean.	

## Nays—36.

Abney.	Looney.
Avis.	McDaniel.
Baldwin.	Merritt.
Barker.	Miller.
Beasley.	Perdue.
Bird.	Pope.
Bryant.	Price.
Cable.	Rice.
Davis.	Rowland.
Dodd.	Sparkman.
Downs.	Stell.
Driggers.	Stewart of Jasper.
Duffey.	Stroder.
Durham.	Thompson.
Frnka.	Wallace.
Howeth.	Westbrook.
LeMaster.	Wessels.

## Present—Not Voting.

Mr. Speaker.	Houston.
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## Absent.

Arnold.	Johnson.
Baker of Orange.	Kemble.
Barrett.	Laird.
Bobbitt.	Loftin.
Bonham.	McFarlane.
Carpenter	Mathes.
of Dallas.	Pate.
Chitwood.	Patman.
Davenport.	Pinkston.
Dinkle.	Robinson.
Fields.	Rogers.
Green.	Russell of Trinity.
Greer.	Shires.
Hardin	Stevens.
of Kaufman.	Stewart
Henderson	of Edwards.
of McLennan.	Strickland.
Hendricks.	Sweet.
Hughes.	Vaughan.
Hull.	Wilson.

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

## Paired.

Mr. Finlay (present), who would vote "nay," with Mr. Edwards (absent), who would vote "yea."

Mr. Abney offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32 by striking from both columns, line 12, page 48, figures "1800," and insert in lieu thereof in both columns figures "1500."

Mr. Moore moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—72.

Amsler.	Martin.
Baker of Milam.	Maxwell.
Beasley.	Melson.
Bell.	Montgomery.
Burmeister.	Moore.
Carpenter	Morgan
of Matagorda.	of Liberty.
Carson.	Morgan
Carter of Hays.	of Robertson.
Chitwood.	Patterson.
Coffee.	Pool.
Cowen.	Potter.
Culp.	Price.
Davenport.	Purl.
DeBerry.	Quaid.
Dielmann.	Quinn.
Dunlap.	Russell
Dunn.	of Callahan.
Durham.	Sackett.
Faubion.	Sanford.
Frnka.	Satterwhite.
Fugler.	Shearer.
Gipson.	Simpson.
Hardin of Erath.	Smith.
Harrington.	Sparkman.
Harris.	Stell.
Henderson	Stewart
of Marion.	of Edwards.
Irwin.	Stewart
Jennings.	of Galveston.
Johnson.	Stiernberg.
Jones.	Stroder.
Lackey.	Teer.
Lane.	Thrasher.
LeSturgeon.	Turner.
Lewis.	Wallace.
McBride.	Williamson.
McDonald.	Wilmans.
McKean.	Winfree.
McNatt.	

Nays—29.

Abney.	Loftin.
Arnold.	Looney.
Baldwin.	McDaniel.
Barker.	Miller.
Bird.	Perdue.
Bryant.	Pope.
Cable.	Rice.
Covey.	Rogers.
Davis.	Rowland.
Dodd.	Stevens.
Downs.	Stewart of Reeves.
Driggers.	Thompson.
Duffey.	Wessels.
Howeth.	Young.
LeMaster.	

Present—Not Voting.

Mr. Speaker. Houston.

Absent.

Avis.	Jacks.
Baker of Orange.	Kemble.
Barrett.	Laird.
Bobbitt.	McFarlane.
Bonham.	Mathes.
Carpenter	Merritt.
of Dallas.	Pate.
Collins.	Patman.
Crawford.	Pinkston.
Dinkle.	Robinson.
Fields.	Russell of Trinity.
Green.	Shires.
Greer.	Stewart of Jasper.
Hardin	Strickland.
of Kaufman.	Sweet.
Henderson	Vaughan.
of McLennan.	Wells.
Hendricks.	Westbrook.
Hughes.	Wilson.
Hull.	

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Paired.

Mr. Finlay (present), who would vote "nay," with Mr. Edwards (absent), who would vote "yea."

Mr. Abney moved the previous question on the pending amendment and the bill, and the motion was not seconded.

Mr. Morgan of Robertson moved the previous question on this section of the amendment, and the main question was ordered.

Mr. Jones offered the following amendment to the section of the amendment relating to the Live Stock Sanitary Commission:

Amend amendment to Senate bill No. 32 by striking out all of line 31, page 53.

Mr. Stewart of Reeves moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—15.

Burmeister.	Morgan
Carson.	of Liberty.
Dinkle.	Patterson.
Durham.	Quaid.
Finlay.	Sackett.
Gipson.	Satterwhite.
Lackey.	Stewart of Reeves.
Martin.	Stiernberg.

Nays—86.

Abney. Amsler.



Arnold.	Lewis.
Avis.	Loftin.
Baker of Milam.	Looney.
Baldwin.	McBride.
Barker.	McDaniel.
Barrett.	McKean.
Beasley.	Melson.
Bird.	Miller.
Bobbitt.	Moore.
Bonham.	Morgan
Bryant.	of Robertson.
Cable.	Patman.
Carpenter	Perdue.
of Dallas.	Pinkston.
Carpenter	Pool.
of Matagorda.	Pope.
Carter of Hays.	Quinn.
Chitwood.	Rice.
Coffee.	Robinson.
Cowen.	Rogers.
Davenport.	Rowland.
Davis.	Russell
DeBerry.	of Callahan.
Dielmann.	Sanford.
Dodd.	Shearer.
Downs.	Simpson.
Driggers.	Smith.
Duffey.	Sparkman.
Dunn.	Stell.
Faubion.	Stevens.
Fields.	Stewart
Frnka.	of Galveston.
Fugler.	Stewart of Jasper.
Greer.	Stroder.
Hardin of Erath.	Teer.
Harrington.	Thompson.
Harris.	Thrasher.
Houston.	Turner.
Howeth.	Wallace.
Irwin.	Wells.
Jacks.	Westbrook.
Jones.	Wessels.
Lane.	Williamson.
LeMaster.	Winfree.
LeSturgeon.	Young.

Present—Not Voting.

Mr. Speaker.

Absent.

Baker of Orange.	Hughes.
Bell.	Hull.
Collins.	Jennings.
Covey.	Johnson.
Crawford.	Kemble.
Culp.	Laird.
Dunlap.	McDonald.
Edwards.	McFarlane.
Green.	McNatt.
Hardin	Mathes.
of Kaufman.	Maxwell.
Henderson	Merritt.
of Marion.	Montgomery.
Henderson	Pate.
of McLennan.	Potter.
Hendricks.	Price.

Purl.	Strickland.
Russell of Trinity.	Sweet.
Shires.	Vaughan.
Stewart	Wilmans.
of Edwards.	Wilson.

Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

Question then recurring on the amendment, it was adopted.

Mr. Wessels offered the following amendment to the amendment:

Amend amendment to Senate bill No. 32, page 53, by striking out lines 21 to 30, both inclusive.

Mr. Moore moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—82.

Amsler.	McBride.
Arnold.	McDaniel.
Avis.	McKean.
Baker of Milam.	McNatt.
Baldwin.	Martin.
Barker.	Mathes.
Barrett.	Maxwell.
Beasley.	Miller.
Bird.	Montgomery.
Bobbitt.	Moore.
Bryant.	Morgan
Burmeister.	of Robertson.
Cable.	Patman.
Carson.	Patterson.
Chitwood.	Pinkston.
Cowen.	Pool.
Culp.	Potter.
DeBerry.	Purl.
Dinkle.	Quaid.
Dodd.	Quinn.
Downs.	Rice.
Driggers.	Robinson.
Dunlap.	Rowland.
Dunn.	Russell
Durham.	of Callahan.
Faubion.	Sackett.
Fields.	Sanford.
Finlay.	Satterwhite.
Fugler.	Shearer.
Harrington.	Smith.
Harris.	Sparkman.
Howeth.	Stell.
Irwin.	Stewart
Jacks.	of Galveston.
Jennings.	Stewart of Jasper.
Lackey.	Stewart of Reeves.
Lane.	Stiernberg.
LeSturgeon.	Stroder.
Lewis.	Teer.
Loftin.	Thrasher.

Turner.  
Wallace.  
Westbrook.

Winfree.  
Young.

Nays—19.

Abney.	Melson.
Carpenter	Morgan
of Matagorda.	of Liberty.
Carter of Hays.	Perdue.
Davenport.	Pope.
Davis.	Rogers.
Dielmann.	Simpson.
Greer.	Thompson.
Houston.	Wessels.
LeMaster.	Williamson.
Looney.	

Present—Not Voting.

Mr. Speaker. Stevens.  
Duffey.

Absent.

Baker of Orange.	Hughes.
Bell.	Hull.
Bonham.	Johnson.
Carpenter	Jones.
of Dallas.	Kemble.
Coffee.	Laird.
Collins.	McDonald.
Covey.	McFarlane.
Crawford.	Merritt.
Edwards.	Pate.
Frnka.	Price.
Gipson.	Russell of Trinity.
Green.	Shires.
Hardin of Erath.	Stewart
Hardin	of Edwards.
of Kaufman.	Strickland.
Henderson	Sweet.
of Marion.	Vaughan.
Henderson	Wells.
of McLennan.	Wilmons.
Hendricks.	Wilson.

Absent—Excused.

Atkinson. Lusk.  
Blount. Merriman.  
Carter of Coke. Storey.  
Lamb.

Mr. Morgan of Robertson moved the previous question on this section of the amendment, and the motion was not seconded.

Mr. Baldwin offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 32, page 53, line 24, by striking out the figures "\$100,000.00" in the first column and the figures "\$80,000.00" in the second column and insert in lieu thereof the figures "\$50,000.00" in the first column and "\$40,000.00" in the second column.

Mr. Burmeister moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—53.

Amsler.	McNatt.
Arnold.	Martin.
Avis.	Mathes.
Baker of Milam.	Maxwell.
Bobbitt.	Montgomery.
Bonham.	Moore.
Burmeister.	Morgan
Cable.	of Liberty.
Carson.	Morgan
Chitwood.	of Robertson.
Cowen.	Pool.
Dinkle.	Potter.
Downs.	Quaid.
Dunn.	Robinson.
Durham.	Russell
Faubion.	of Callahan.
Fugler.	Sackett.
Gipson.	Satterwhite.
Harrington.	Smith.
Harris.	Sparkman.
Henderson	Stevens.
of Marion.	Stewart of Reeves.
Jennings.	Stiernberg.
Jones.	Teer.
Lackey.	Thrasher.
LeSturgeon.	Turner.
Lewis.	Westbrook.
McBride.	Williamson.
McDaniel.	Young.

Nays—46.

Abney.	LeMaster.
Baldwin.	Loftin.
Barker.	Looney.
Barrett.	Melson.
Bird.	Merritt.
Bryant.	Miller.
Carpenter	Perdue.
of Dallas.	Pinkston.
Carpenter	Pope.
of Matagorda.	Purl.
Davenport.	Quinn.
Davis.	Rogers.
DeBerry.	Rowland.
Dielmann.	Sanford.
Dodd.	Shearer.
Driggers.	Simpson.
Duffey.	Stell.
Fields.	Stewart
Frnka.	of Galveston.
Greer.	Stroder.
Hardin of Erath.	Thompson.
Houston.	Wallace.
Howeth.	Wells.
Jacks.	Wessels.
Lane.	Winfree.

Present—Not Voting.

Rice.

## Absent.

Baker of Orange.	Kemble.
Beasley.	Laird.
Bell.	McDonald.
Carter of Hays.	McFarlane.
Coffee.	McKean.
Collins.	Pate.
Covey.	Patman.
Crawford.	Patterson.
Culp.	Price.
Dunlap.	Russell of Trinity.
Green.	Shires.
Hardin	Stewart
of Kaufman.	of Edwards.
Henderson	Stewart of Jasper.
of McLennan.	Strickland.
Hendricks.	Sweet.
Hughes.	Vaughan.
Hull.	Wilms.
Irwin.	Wilson.
Johnson.	

## Absent—Excused.

Atkinson.	Lusk.
Blount.	Merriman.
Carter of Coke.	Storey.
Lamb.	

## Paired.

Mr. Finlay (present), who would vote "nay," with Mr. Edwards (absent), who would vote "yea."

Mr. Robinson moved the previous question on this section of the amendment, and the main question was ordered.

Mr. Turner offered the following amendment to the amendment:

Amend the amendment to Senate bill No. 32, page 52, by striking out all of Section 5 down to the word "rendered" in line 21.

The amendment was lost.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 51, A bill to be entitled "An Act amending Section 3 and Section 5 of an act passed at the Regular Session of the Thirty-sixth Legislature of the State of Texas, entitled 'An Act to provide for the purchase and distribution by the State of free text books to the public school children of the State of Texas,' etc., being Senate bill No. 118, Chapter 29, of the Regular Session

Laws, so as to prevent the unlawful expenditure of the State Text Book Fund and inhibit the unlawful purchase of unnecessary free text books; repealing all laws in conflict herewith, and declaring an emergency," with amendments.

The Senate has concurred in House amendments to Senate bill No. 57 by a vote of 26 yeas and 0 nays.

Respectfully,  
RICHARD BLALOCK,  
Assistant Secretary of the Senate.

## BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

S. B. No. 56, "An Act to amend an act entitled 'An Act creating and incorporating the Humble Independent School District in Harris county out of the territory now composing Common School District No. 50 of said county; providing that the title of the school property vested in Common School District No. 50 shall vest in said Humble Independent School District, and that said independent school district assume the debts of said Common School District No. 50; providing for a board of trustees of said Humble Independent School District; providing the time and manner of their election; defining their powers and duties, and declaring an emergency,' approved February 18, 1919, said act as amended creating the Humble Independent School District and defining its boundaries; providing for the annexing of additional territory and the manner of annexing same; providing for the creation of a board of trustees of said independent school district, and defining their qualifications, powers and duties; providing that the members of the board of trustees of the Humble Independent School District as at present constituted shall continue in office, and defining their power and duties; vesting in the board of trustees corporate powers and giving said independent school district, through its trustees, the power to make contracts, to be a party to actions in court; authorizing the trustees of said independent school district to receive gifts, grants, conveyances, donations, legacies, and devices for the use of the public free schools in said independent school district; authorizing the trustees of said independent school district to borrow money for school purposes and

secure the same, and limiting the amount that may be borrowed; providing for filling vacancies on said board of trustees, for the administration of oaths or affirmations by the president and secretary; providing for a seal and its use; conferring upon said board of trustees plenary powers; providing for the election of trustees, the manner and time of holding said election, and prescribing the tenure of office of said trustees; providing for a board of equalization and prescribing the duties and powers of said board of equalization; providing for the removal of members of the board of trustees for misconduct; providing for the keeping of a record of the proceeds of said board of trustees for public inspection; providing for an audit of the books and accounts of said board of trustees and its publication; authorizing said board of trustees to levy and collect taxes, and regulating the same; providing for tax elections, the time and notice of same; providing when taxes levied and assessed under this act shall be due and payable; providing when the available school fund heretofore or hereafter apportioned to the schools within said district shall be paid; vesting title to property within said district, including any and all funds on hand belonging to the public schools within said district in the board of trustees; providing that the Attorney General of the State shall certify to the validity of bonds authorized by this act; providing for the assumption of debts of Common School District No. 50, and of the Humble Independent School District created by Chapter 13 of the Special Laws of the Thirty-sixth Legislature; validating the official acts and proceedings of the board of trustees of the Humble Independent School District created by Chapter 13 of the Special Laws of the Thirty-sixth Legislature; providing that this act shall be a public act of which the courts shall take judicial notice; vesting in said board of trustees all powers, and charging it with all the duties imposed by the general laws now in force or hereafter enacted governing independent school districts; providing that the independent school district created by this act shall succeed to the independent school district created by Chapter 13 of the Special Laws of the Thirty-sixth Legislature, and to all legal and valid obligations of said district or board thereof, and providing for the payment of said obligations; repealing all laws in conflict herewith, and providing that the

invalidity of any portion hereof shall not impair the remainder of the act, and declaring an emergency."

S. B. No. 55, "An Act to amend Section 8, Chapter 87, of the Acts of the Thirty-fifth Legislature of the State of Texas, by providing for ordering of elections by the commissioners court for the organization of water improvement districts; providing the questions to be submitted at such election, and to amend Section 7, Chapter 87, of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas, as amended by Chapter 28, Second Called Session of the Thirty-sixth Legislature of the State of Texas; providing for the manner of conducting elections provided for in said Chapter 87; providing the qualifications for voters at such elections; prescribing the duties of the commissioners court in canvassing the returns of such vote; the creation of water improvement districts; providing for the division of the proposed district into one or more election precincts; and providing polling places in such voting precincts; the appointment of judges and clerks to hold such election; providing a method of filling places on said election board; providing for printing of ballots and the matter to be contained thereon; and amending Section 9 of Chapter 87 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas, as amended by Chapter 28, Second Called Session of the Thirty-sixth Legislature of the State of Texas, by providing for returns to be made by the officers of such election; the canvass and return showing the results of such election; the establishment of districts and making records thereof; the issuance of notes of said district for the purpose of defraying expenses of the organization, investigation, engineering, issuance of bonds, making and filing of maps and reports, all legal expenses connected therewith and all other costs and expenses authorized and made necessary by the provisions of this law; to sell said notes and for the levy and collection of taxes to provide for their payment; and to canvass votes for the directors, and declaring of result; and to amend Section 57, Chapter 87, of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas as amended by Chapter 28 of the Acts of the Thirty-sixth Legislature, Second Called Session, providing for the issuance

of bonds and execution of contracts with United States Government; providing for the issuance of bonds sufficient to pay the first three years' interest accruing on the bond issue authorized, and exempting the property situated in the district from taxes for that period except in an amount sufficient to pay the notes provided for in Section 3 of this amendment; providing for the limitation of the amount of bonds to be issued by the district organized under Article 52, Section 3, of the Constitution, and exempting districts organized under Section 59, Article 16, of the Constitution from such limitation; providing for the issuance of bonds for supplemental contracts with the United States; and the purchase of additional improvements where the same is found necessary by the directors; and the issuance of notices for elections to be held to authorize issuance of such additional bonds, or the making of such supplemental contracts; providing for the issuance of bonds or notes to run not to exceed twenty years for the purpose of repairing damages where such damages have occurred, and providing for elections and notices of election where such supplemental bond issues are made; limiting amount of notes to be issued; and providing for the payment of interest thereon to create a sinking fund with which to pay said notes at maturity and declaring an emergency."

S. B. No. 52, "An Act amending acts of the Thirty-seventh Legislature, First Called Session, Chapter 13, and providing for the reorganization of the Seventy-second Judicial District of Texas, fixing the times and terms of the district courts in the several counties thereof, and naming them; providing that process, bonds and recognizances made and grand and petit juries drawn, before this act takes effect, shall be valid for and returnable to the terms as herein set forth; attaching the unorganized county of Cochran to Hockley county for judicial and all other purposes; fixing the time of taking effect of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 53, "An Act concerning the signing and execution of bonds and coupons of any county, city, political subdivision, defined district or school district of the State of Texas, validating all such bonds and coupons signed by the duly authorized officers who were

such officers at the time of signing same, notwithstanding any changes in office subsequent to their execution and before their delivery, and declaring an emergency."

S. B. No. 67, "An Act amending Section 9 of Chapter 31, Local and Special Laws of the State of Texas, passed at the First Called Session of the Thirty-seventh Legislature, by changing and increasing the rate of interest which the coupon bonds of the New Home Independent School District of Crosby county, Texas, issued for building purposes and for equipping said buildings, may bear by providing that the trustees of said district shall have power to levy and collect a tax of not exceeding fifty cents on the one hundred dollars of taxable property within said district for the purpose of erecting, constructing, repairing and equipping, or either, of public free school buildings within the limits of said district and of purchasing sites therefor; validating a bond issue of \$8000 heretofore voted in said district and validating all proceedings in connection with such bond election, and declaring an emergency."

S. B. No. 72, "An Act to relieve certain schools and school districts of the State by validating certain school districts, and where such districts have undertaken to provide for the issuance of school house bonds or the levying of special taxes for any lawful school purposes, validating such bond issues and taxes, and declaring an emergency."

S. B. No. 31, "An Act regulating appropriations to cover authorized deficiencies for the fiscal year ending August 31, 1923, and declaring an emergency."

S. B. No. 34, "An Act amending Section 22 of the Special Road Law of Brazoria county, the same being an act of the Thirty-third Legislature of the State of Texas, Local and Special Laws of the State of Texas, passed at the Regular Session in 1913, Chapter 63, page 219, by adding Section 22a, which provides for the construction of roads designated as State highways, either within the district or without the district, furnishing the money, but not more than one-fourth mile from such district; providing for the procuring of right of way for such roads, and for right of way for drainage and construction of drainage of such roads; providing for the control of the construction by the commissioners court of Brazoria county, and for the payment out of fund of the road district where the items of ex-

pense and contracts have been approved in writing by the commissioners of the road district furnishing the money, and declaring an emergency."

S. B. No. 45, "An Act regulating motor trucks and jitney lines operating for hire on public roads, and authorizing street, suburban and interurban railway companies to operate motor trucks or jitney lines for transportation of passengers for hire in incorporated cities and towns subject to regulation by such cities or towns and within five miles thereof under regulation by commissioners court of the county, and declaring an emergency."

S. C. R. No. 16, Relating to sale of drinks in the Capitol building.

S. J. R. No. 3, Fixing April 21, 1936, as the centennial of the battle of San Jacinto.

S. B. No. 36, "An Act creating the Bernado Independent School District."

S. B. No. 37, "An Act creating the Velehrad Independent School District."

S. B. No. 68, "An Act creating the May Independent School District."

#### PROVIDING FOR HULL YOUNGBLOOD TO APPEAR BEFORE THE HOUSE.

Mr. Patman offered the following resolution:

Whereas, The San Antonio Light, in its edition of April 19, 1923, carried a report of a speech alleged to have been made by one Hull Youngblood, wherein said Speaker is quoted as having charged that bribery and other dishonorable and disgraceful practices are frequently resorted to in the passage of legislation by the Legislature of Texas; and

Whereas, It is to the interest of the people of Texas, and the reputation and integrity of the members of the House of Representatives that said charges be investigated to ascertain whether they be true or false; if they be true, the parties guilty of such practices be exposed and punished; therefore, be it

Resolved by the House of Representatives, That the said Hull Youngblood be and he is hereby ordered and commanded to appear before the bar of the House of Representatives instanter and then and there submit himself to examination by the House of Representatives covering the charges made by the said Hull Youngblood, as reported in the San Antonio Light in its edition of April 19, 1923, and that the Speaker

issue warrant or process commanding the said Hull Youngblood to appear at the time and place stated.

Signed—Patman, Irwin, Shires.

The resolution was read second time and was adopted.

#### COMMUNICATION FROM SUPERINTENDENT OF PUBLIC INSTRUCTION.

The Speaker laid before the House and had read the following communication from the State Superintendent of Public Instruction:

Austin, Texas, May 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives, Capitol.

My Dear Sir: As State Superintendent of Public Instruction I have been served with a copy of a resolution based upon the report of the joint legislative committee appointed in pursuance of House Concurrent Resolution No. 4. This resolution instructs and directs the State Superintendent to take official notice of the report and recommendations of the joint legislative textbook investigating committee and to comply with the same.

This action of your honorable body presents a very serious and perplexing question. It is the duty of the State Superintendent of Public Instruction to administer the school laws of the State in accordance with his oath of office and in all things to act fairly and justly, and, in so doing, to further and protect the interests of public education. "Public office is a public trust," and any official is recreant to that trust when he fails to choose a line of action which will result in an economical administration.

Section 1, Article IV of the State Constitution reads as follows:

"The executive department of the State shall consist of a governor, who shall be the chief executive officer of the State, a Lieutenant-Governor, Secretary of State, Comptroller of Public Accounts, Treasurer, Commissioner of the General Land Office and Attorney General."

While it may be argued that the Executive Department is co-ordinate with the Legislative Department, and is therefore not subject to its direction, and while the office of State Superintendent of Public Instruction is undoubtedly an executive office, it must be remembered that the office of State Su-

perintendent of Public Instruction was created by the Legislature, and is therefore subject to its direction.

It is a well recognized principle of law that the creature cannot be superior to the creator and that the agent is subject to the principal. Therefore, without attempting to pass upon the legality of the text book contracts in controversy, I deem it my duty to recognize the authority of the Legislature, and hereby notify you and your honorable body that I shall endeavor to the best of my ability to obey the instructions contained in the resolutions.

Respectfully submitted,  
S. M. N. MARRS,  
State Superintendent.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

H. B. No. 32, A bill to be entitled "An Act providing for the levy and collection of income taxes upon individuals, firms, co-partnerships, corporations, joint stock companies and associations residing or doing business within the State of Texas, and upon non-residents having income from property located in or business transacted within the State of Texas; fixing the rates of tax to be levied and collected from such income; providing for exemptions of amounts or parts of incomes, such exemptions to be excepted from said tax; providing for county income assessors and county income tax collectors; providing for the manner of making reports and returns by individuals, companies, co-partnerships and associations; providing for the compensation of county income assessors and county income tax collectors; providing for the disposition of the revenues arising under the provisions of this act; designating what shall constitute income, coming under the provisions of this act, and allowing such reductions from gross income for the purpose of calculating net income; providing for the appointment of supervisors and assistants required for the proper administration of the provisions hereof; making an appropriation for the purpose of carrying into effect the provisions of this act,

and declaring an emergency," with amendments.

H. B. No. 70, A bill to be entitled "An Act amending Article 5980, relating to bonds of navigation and canal commissioners; Article 5995, relating to contractors' bond to navigation and canal commissioners; Article 5997, relating to payments to contractors during progress of work; Title 96, Revised Civil Statutes of Texas, 1911, so that articles shall hereafter read as herein provided; and further amending Section 11 of Chapter 30, Acts of 1921, General Laws of the State of Texas, First Called Session, Thirty-seventh Legislature, relating to navigation districts, so that said Section 11 may hereafter read as herein provided; and providing that the constitutionality of any part of this act does not invalidate the remainder; prescribing that all laws or parts of laws in conflict herewith are repealed, and declaring an emergency," with amendments.

H. B. No. 115, A bill to be entitled "An Act providing for the collection of delinquent taxes of levee improvement districts; providing a method of procedure therefor, and declaring an emergency."

Respectfully,  
RICHARD BLALOCK,  
Assistant Secretary of the Senate.

#### BILL ORDERED NOT PRINTED.

On motion of Mr. Loftin, Senate bill No. 110 was ordered not printed.

#### SPECIAL COMMITTEE REPORT.

The Speaker laid before the House, for consideration at this time, the following report:

Committee Room,  
Austin, Texas, May 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your committee appointed to investigate the charges against Mr. J. V. Frnka pursuant to House resolution No. —, have concluded our investigation and report as follows:

We have made diligent inquiry concerning the charges and have summoned various witnesses who, in our judgment, could testify concerning the subject matter, and find that, unfortunately the charges grew out of friendly jokes on the part of his friends on the floor of the House and other places,

and from a letter received by Mr. J. V. Frnka from a widow lady soliciting his support for a position in the Thirty-eighth Legislature (each member of the House having received a similar letter), and we have found nothing that would reflect upon his honesty and integrity, or any conduct involving his moral character.

We herewith file a transcript of the evidence.

Respectfully submitted,  
ABNEY,  
STOREY,  
CARPENTER  
of Matagorda,  
WILSON,  
JENNINGS.

On motion of Mr. Jennings, the report was adopted.

#### RELATING TO HOME BUILDERS' ASSOCIATION.

The Speaker laid before the House, as postponed business, resolution by Mr. Purl, relating to Home Builders' Association.

Mr. Purl offered the following amendments to the resolution:

Amend House resolution by Mr. Purl by striking out all of Section 7, page 6.

Signed—Purl, Patterson,

Amend House resolution by Mr. Purl on page 5 by striking out all of Section 2 after the word "Legislature" and insert the following: "and without expense to the State."

Signed—Purl, Patterson,

The amendments were severally adopted.

The resolution as amended was then adopted.

#### RECESS.

Mr. Satterwhite moved that the House recess to 9 o'clock a. m. tomorrow.

Mr. Quaid moved that the House recess to 8 o'clock p. m. today.

The motion of Mr. Quaid prevailed, and the House accordingly, at 6:20 o'clock p. m., took recess to 8 o'clock p. m. today.

#### NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by the Speaker.

#### SENATE BILL NO. 32 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 32, making certain departmental appropriations, on its passage to third reading, with amendment by Mr. Quaid pending.

Mr. Arnold offered the following amendment to the section of the amendment relating to the State penitentiaries:

Amend the amendment to Senate bill No. 32 by adding after the word "notes" on page 55, line 11, the following: "Unless and until said notes shall be held by the courts of Texas to be just and valid obligations of the State of Texas."

Signed—Arnold, Turner, Rogers, Cowen, Lewis, Winfree, Smith.

Mr. Westbrook moved the previous question on the pending amendment, and the main question was ordered.

Mr. Abney moved a call of the House for the purpose of securing and maintaining a quorum pending consideration of the amendment by Mr. Arnold, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and developed the fact that there was not a quorum present, and it was so announced.

Mr. Abney moved that the Sergeant-at-Arms be instructed to bring in all absentees within the city.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 51, A bill to be entitled "An Act providing that all fees remitted by county superintendents of the State Department of Education for teachers' examinations authorized in Section 7, Chapter 129 of the General Laws of the Regular Session of the Thirty-seventh Legislature; also all fees remitted to the State Department of Education by conductors of summer



normal institutions, and also any other fees collected by the State Department of Education for any purpose whatsoever, shall be paid to the State Treasurer, and providing that such fees shall be appropriated and expended by the Legislature from time to time, and declaring an emergency."

S. B. No. 74, A bill to be entitled "An Act abolishing special funds in the State Treasury set aside therein for special and particular purposes, and placing all moneys that are in such funds in the general revenue fund so that all moneys shall be paid out on general warrants on an equal basis, payable as to order of payment according to serial number; prescribing how such warrants shall be numbered serially; providing that this act shall not apply to special funds created and provided for in the State Constitution which the Legislature cannot place or make applicable to the general revenue fund as herein provided for other special funds, nor to special funds consisting of taxes remitted or donated to counties, cities or localities; enacting the necessary provisions so that the general revenue fund will get the benefit of any such special funds now on hand to be collected, and declaring an emergency."

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

#### ADJOURNMENT.

On motion of Mr. Satterwhite, the House, at 9:50 o'clock p. m., adjourned until 9 o'clock a. m. tomorrow.

#### TWENTIETH DAY.

(Saturday, May 12, 1923.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Bird.
Amsler.	Bobbitt.
Arnold.	Bonham.
Avis.	Bryant.
Baker of Milam.	Burmeister.
Baldwin.	Cable.
Barker.	Carpenter
Barrett.	of Dallas.
Beasley.	Carpenter
Bell.	of Matagorda

Carson.	Mathes.
Carter of Hays.	Maxwell.
Chitwood.	Melson.
Coffee.	Merritt.
Collins.	Miller.
Covey.	Montgomery.
Cowen.	Moore.
Crawford.	Morgan of Liberty.
Culp.	Morgan
Davenport.	of Robertson.
Davis.	Pate.
DeBerry.	Patman.
Dielmann.	Patterson.
Dinkle.	Perdue.
Dodd.	Pinkston.
Downs.	Pool.
Driggers.	Pope.
Duffey.	Potter.
Dunlap.	Price.
Dunn.	Purl.
Durham.	Quaid.
Edwards.	Quinn.
Faubion.	Rice.
Fields.	Robinson.
Finlay.	Rogers.
Frnka.	Rowland.
Gipson.	Russell
Greer.	of Callahan.
Hardin of Erath.	Russell of Trinity.
Harrington.	Sackett.
Harris.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Henderson	Shires.
of McLennan.	Smith.
Hendricks.	Sparkman.
Houston.	Stell.
Howeth.	Stevens.
Irwin.	Stewart
Jacks.	of Galveston.
Jennings.	Stewart of Jasper.
Johnson.	Stewart of Reeves.
Jones.	Strickland.
Kemble.	Stroder.
Lackey.	Sweet.
Laird.	Teer.
Lane.	Thompson.
LeMaster.	Thrasher.
LeSturgeon.	Turner.
Lewis.	Vaughan.
Loftin.	Wallace.
Looney.	Wells.
McBride.	Westbrook.
McDaniel.	Wessels.
McDonald.	Williamson.
McFarlane.	Wilmons.
McKean.	Wilson.
McNatt.	Young.
Martin.	

#### Absent.

Baker of Orange.	Hull.
Fugler.	Simpson.
Green.	Stewart
Hardin	of Edwards.
of Kaufman.	Stiernberg.
Hughes.	Winfree.